

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

IN RE:

**JOSE D. RIVERA RODRIGUEZ
d/b/a CENTRO CARDIOLOGICO DEL NORTE**

DEBTOR

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CASE NO. 09-06683 BKT

CHAPTER 11

**DEBTOR'S MOTION TO ADMINISTRATIVELY CLOSE
INDIVIDUAL CHAPTER 11 CASE AND NOTICE OF OPPORTUNITY TO
OBJECT AND FOR HEARING**

TO THE HONORABLE COURT:

COMES NOW, Debtor, through the undersigned attorney, who respectfully states and prays as follows:

Pursuant to Local Rule 9013-3 the Court will consider this motion without further notice or hearing unless a party in interest files an objection within twenty-one (21) days from the date of services of this paper. If you object to the relief requested in this paper, you must file your objection with the Clerk of the Court at U.S. Post Office and Courthouse Building, 300 Recinto Sur Street, Room 109, San Juan, Puerto Rico 00901, and serve a copy on the movant's attorney, Wigberto Lugo Mender, Esq., Centro Internacional de Mercadeo, Carr. 165 Torre I Suite 501, Guaynabo, Puerto Rico 00968.

If you file and serve an objection within the time permitted, the court may schedule a hearing and you will be notified. If you do not file an objection within the time permitted, the Court will consider that you do not oppose the granting of the relief requested in the paper, will proceed to consider the paper without further notice or hearing, and may grant the relief requested.

PROCEDURAL BACKGROUND

Debtor, Jose D. Rivera Rodriguez, d/b/a Centro Cardiologico del Norte, files this Motion to Administratively Close Individual Chapter 11 Case. In support thereof Debtor states as follows:

1. Debtor filed this petition for relief under Chapter 11 of the Bankruptcy Code on August 14, 2009.
2. On March 30, 2010, this Honorable Court entered an Order Confirming Chapter 11 Plan, which confirmed the Debtor's Plan of Reorganization. See ECF Docket entries 101 & 43.
3. The Confirmed Plan has been substantially consummated in accordance with 11 U.S.C. § 1101(2) and the estate has been fully administered, except for the completion of all plan payments as detailed in the plan.
4. All monthly reports and payments due to the U.S. Trustee are current.
5. All litigation has concluded and the undersigned counsel states that to the best of counsel's knowledge, there are no outstanding issues that would preclude the administrative closure of this case.
6. By this Motion, the Debtor seeks and order administratively closing this case, provided that such order shall not operate to close the case for purpose of 28 U.S.C. § 1930(3) and Item (11) or for purpose of 11 U.S.C. § 362 (c)(2)(A). On the other hand, this Order shall operate to close the case for purpose of 28 U.S.C. § 1930(6).
7. The Debtor hereby serves notice that when all plan payments have been completed, the Debtor may move to reopen this case for the purpose of obtaining discharge and entry of a final decree.

WHEREFORE, debtor respectfully request that this Honorable Court enter an order administrative closing this individual chapter 11 case without entry of discharge and for such other and further relief as the Court deems appropriate.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY: That on same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the

participants appearing in said record.

I FURTHER CERTIFY: That on this same date I mailed by United States Postal Service First Class Mail copy of this Notice to the non CM/ECF participants appearing in the enclosed master address list.

RESPECTFULLY SUBMITTED.

In Guaynabo, Puerto Rico this 11th day of May 2011.

/s/ Wigberto Lugo Mender

WIGBERTO LUGO MENDER

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Label Matrix for local noticing
0104-3
Case 09-06683-BKT11
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Old San Juan
Wed May 11 14:11:56 AST 2011

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